

AGENDA
DANIA BEACH CITY COMMISSION
REGULAR MEETING
TUESDAY, OCTOBER 09, 2012 - 7:00 P.M.

ANY PERSON WHO DECIDES TO APPEAL ANY DECISION MADE WITH REGARD TO ANY MATTER CONSIDERED AT THIS MEETING OR HEARING WILL NEED A RECORD OF THE PROCEEDING, AND FOR SUCH PURPOSE MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDING IS MADE WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.

LOBBYIST REGISTRATION IS REQUIRED. PRIOR TO ENGAGING IN ANY LOBBYING ACTIVITIES, WHETHER OR NOT COMPENSATION IS PAID OR RECEIVED IN CONNECTION WITH THOSE ACTIVITIES, EACH LOBBYIST SHALL FILE WITH THE CITY CLERK AN ANNUAL REGISTRATION STATEMENT AND PAY AN ANNUAL ONE HUNDRED DOLLARS (\$100.00) REGISTRATION FEE FOR EACH PRINCIPAL OR EMPLOYER. REGISTRATION FORMS ARE AVAILABLE IN THE CITY CLERK'S OFFICE, OR ON THE CITY WEBSITE: WWW.DANIABEACHFL.GOV. (ORDINANCE #2012-019)

IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT, PERSONS NEEDING ASSISTANCE TO PARTICIPATE IN ANY OF THESE PROCEEDINGS SHOULD CONTACT THE CITY CLERK'S OFFICE, 100 W. DANIA BEACH BOULEVARD, DANIA BEACH, FL 33004, (954) 924-6800 EXTENSION 3624, AT LEAST 48 HOURS PRIOR TO THE MEETING.

IN CONSIDERATION OF OTHERS, WE ASK THAT YOU:

- A. PLEASE TURN CELL PHONES OFF, OR PLACE ON VIBRATE. IF YOU MUST MAKE A CALL, PLEASE STEP OUT INTO THE ATRIUM, IN ORDER NOT TO INTERRUPT THE MEETING.
 - B. IF YOU MUST SPEAK TO SOMEONE IN THE AUDIENCE, PLEASE SPEAK SOFTLY OR GO OUT INTO THE ATRIUM, IN ORDER NOT TO INTERRUPT THE MEETING.
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1. CALL TO ORDER/ROLL CALL

2. INVOCATION AND PLEDGE OF ALLEGIANCE

- 1. Father Roger Holoubek, St. Maurice Catholic Church

3. PRESENTATIONS AND SPECIAL EVENT APPROVALS

- 1. Presentation by Women in Distress of Broward County for National Domestic Violence Awareness Month - Marcia Barry-Smith, Board Member
- 2. Special Event request for the annual "St. Maurice Country Fair", to be held at St. Maurice Catholic Church, 2851 Stirling Road on November 1-4, 2012
- 3. Special Event request from Commissioner Bobbie Grace to host a "Making Strides for Breast Cancer" fundraiser in the City Hall Atrium on Thursday, October 18, 2012, from 5:30 p.m. - 7:30 p.m.
- 4. The Parks, Recreation and Community Affairs Advisory Board is recommending the following fee waivers for the rental of I.T. Parker Community Center: Ladies Let's Go Fishing Event in April, 2013-2018, and Chef Wayne Whitthall's Memorial Service on October 13, 2012. They are also recommending a fee waiver for the rental of C.W. Thomas Park for The Wells Foundation Inc., event time and date to be announced.
- 5. Special Event request from Zmotion Foundation for the "Livelong for Livestrong" charity bicycle ride, to be held on Sunday, October 14, 2012, between the hours of 7:00 a.m. - 1:00 p.m. A special event permit fee waiver is also requested.

6. Special Event request from the South Florida Regional Transportation Authority for a "Rail Fun Day", to be held at the Ft. Lauderdale Airport Station, 500 Gulf Stream Way, Dania Beach, on Saturday, November 3, 2012, from 11:00 a.m. - 3:00 p.m.

4. PROCLAMATIONS

1. National Domestic Violence Awareness Month

5. CITIZEN COMMENTS

Addressing the Commission: Comments by Dania Beach citizens, or other interested parties that are not part of the regular agenda, may be made during each Commission meeting during the period set aside for "citizen comments." A thirty (30) minute "citizen comments" period shall be designated on the agenda for citizens and interested persons to speak on matters not scheduled on that day's agenda. Each speaker shall be limited to 3 minutes for his or her comments. Persons desiring to speak during the citizen comment period shall inform the City Clerk prior to the beginning of the meeting of their intention to speak. If more than 10 speakers express a desire to speak, the Commission shall determine, on a meeting by meeting basis, whether to (a) extend the time allotted for citizen comments to accommodate all speakers, or (b) whether to limit the number of speakers or amount of time per speaker. A speaker's time shall not be transferable to another speaker.

6. PUBLIC SAFETY REPORTS

7. CONSENT AGENDA

1. Minutes:
 - Approve minutes of September 20, 2012 Abatement Hearing
 - Approve minutes of September 25, 2012 Final Budget Public Hearing
 - Approve minutes of September 25, 2012 City Commission Meeting
2. Travel Requests: None
3. RESOLUTION NO. 2012-136

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, CONCERNING AMENDMENT 4 TO THE FLORIDA CONSTITUTION, WHICH, IF ADOPTED, WOULD CREATE ADDITIONAL INEQUITIES IN FLORIDA'S TAX SYSTEM BY GRANTING CERTAIN TAX BREAKS TO SOME TAXPAYERS AT THE EXPENSE OF OTHER TAXPAYERS; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

4. RESOLUTION NO. 2012-137

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, EXPRESSING THE CITY'S SUPPORT FOR THE ADOPTION OF A PLAN FOR COOPERATIVE COUNTYWIDE CONSOLIDATION OF E-911 COMMUNICATIONS AND DISPATCH TO BE WHOLLY FUNDED THROUGH COUNTY AD VALOREM TAXES; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

5. RESOLUTION NO. 2012-138

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO PURCHASE FLOOD INSURANCE FROM AMERICAN BANKERS INSURANCE COMPANY OF FLORIDA IN AN AMOUNT NOT TO EXCEED \$32,997.00 FOR THE PERIOD EXTENDING FROM OCTOBER 1, 2012 THROUGH SEPTEMBER 30, 2013; PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

6. RESOLUTION NO. 2012-139

A RESOLUTION OF THE CITY OF DANIA BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A MEMORANDUM OF UNDERSTANDING (MOU) WITH THE BROWARD SHERIFF'S OFFICE AND WITH EIGHTEEN CITIES IN BROWARD COUNTY IN CONNECTION WITH THE 2012 BYRNE JUSTICE ASSISTANCE LOCAL SOLICITATION GRANT PROGRAM (JALSG); PROVIDING FOR CONFLICTS; FURTHER, PROVIDING FOR AN EFFECTIVE DATE.

8. BIDS AND REQUESTS FOR PROPOSALS

9. PUBLIC HEARINGS

1. ORDINANCE NO. 2012-025

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DANIA BEACH, FLORIDA, AMENDING THE LAND DEVELOPMENT CODE BY AMENDING ARTICLE 105 "USE REGULATIONS FOR RESIDENTIAL AND OPEN SPACE ZONING DISTRICTS" AND ARTICLE 110 "USE REGULATIONS FOR COMMERCIAL AND MIXED-USE DISTRICTS" CONCERNING PERMITTED USES IN ZONING DISTRICTS AND PROVIDING FOR SUPPLEMENTAL USE REGULATIONS; AMENDING ARTICLE 240 "DOCKS AND MOORING STRUCTURES" CONCERNING REGULATIONS OF DOCKS AND MOORING STRUCTURES; AMENDING ARTICLE 265 "OFF-STREET PARKING REQUIREMENTS" CONCERNING REQUIREMENTS FOR APPROVAL OF ALTERNATE PARKING STANDARDS; AMENDING ARTICLE 309 "ADDITIONAL DEVELOPMENT STANDARDS" CONCERNING STREET IMPROVEMENTS WITHIN THE COMMUNITY REDEVELOPMENT AREA (CRA) FORM-BASED ZONING DISTRICTS; AMENDING ARTICLE 610 "PUBLIC HEARING NOTICES" CONCERNING NOTICE AND ADVERTISING REQUIREMENTS FOR DEVELOPMENT ORDERS; AMENDING ARTICLE 640 "PLATS" CONCERNING PROCEDURES FOR APPROVAL OF APPLICATIONS REGARDING PLATS;

AMENDING ARTICLE 675 "TEMPORARY USE AND SPECIAL EVENT PERMITS" CONCERNING REGULATIONS OF TEMPORARY USES AND SPECIAL EVENTS; AMENDING ARTICLE 710 "NONCONFORMING USES, STRUCTURES, AND LOTS" CONCERNING REGULATIONS OF NONCONFORMING USES, STRUCTURES, AND LOTS; AMENDING ARTICLE 725 "DEFINITIONS" TO AMEND THE DEFINITIONS USED IN THE LAND DEVELOPMENT CODE; AMENDING ARTICLE 805 "CONCURRENCY DETERMINATIONS" CONCERNING PROCEDURES FOR DEDICATION OR PAYMENT IN-LIEU OF DEDICATION FOR RECREATION, PARKS AND OPEN SPACE REQUIREMENTS; AMENDING ARTICLE 825 "TREE PRESERVATION" TO AMEND THE REQUIREMENTS FOR TREE REPLACEMENT; PROVIDING FOR AMENDMENTS THROUGHOUT THE LAND DEVELOPMENT CODE TO CORRECT SCRIVENER'S ERRORS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; FURTHER, PROVIDING FOR AN EFFECTIVE DATE. **(SECOND READING)**

10. DISCUSSION AND POSSIBLE ACTION

11. COMMISSION COMMENTS

- 11.1 Commissioner Castro
- 11.2 Commissioner Duke
- 11.3 Commissioner Grace
- 11.4 Vice-Mayor McElyea
- 11.5 Mayor Flury

12. APPOINTMENTS

- 1. Airport Advisory Board
 - Commissioner Duke - 1 appointment
 - Commissioner Grace - 1 appointment
- 2. Grant Advisory Board
 - Commissioner Castro - 1 appointment

13. ADMINISTRATIVE REPORTS

- 13.1 City Manager
- 13.2 City Attorney
- 13.3 City Clerk - Reminders

Tuesday, October 23, 2012 - 7:00 p.m.
Wednesday, November 7, 2012 - 6:00 p.m.

City Commission Meeting
CRA Board Meeting

Tuesday, November 13, 2012 - 7:00 p.m.
Thursday, November 15, 2012 - 6:00 p.m.
Tuesday, November 27, 2012 - 7:00 p.m.

City Commission Organizational Meeting
Abatement Hearing
City Commission Meeting

14. ADJOURNMENT